HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.11513 OF 2005

Between:

U. Ashok

…Petitioner

AND

The Commissioner of Prohibition and Excise,
Government of A.P., at Hyderabad and two others

...Respondents

: O R D E R :

Counsel for the petitioner : None

Counsel for respondent Nos. 1 and 2 : Assistant Government Pleader for Prohibition and Excise

June 18, 2007

Per G.S. Singhvi, CJ

In this petition filed as a piece of public interest litigation, Shri U.

Ashok, son of Shri Ramchander, resident of 11-1-1165, Afzal Sagar, Komatikumta, Hyderabad has prayed for directing respondent Nos.1 and 2 to shift the wine shop being run by respondent No.3 near the places of worship i.e. temple and mosque.

It is borne out from the record of the case that while admitting the writ petition on 24-5-2005, this Court stayed running of shop by respondent No.3.

At the hearing, learned Assistant Government Pleader for Prohibition and Excise gave out that the licence granted to respondent No.3 was not renewed from 1-7-2005 and, at present, no wine shop is functioning in the locality mentioned in the writ petition. He also produced letter dated 26-9-2005 sent to the Government Pleader by Prohibition and Excise Superintendent, Dhoolpet.

In view of the statement made by the learned Government Pleader, the writ petition is disposed of as infructuous with the direction that in future, the official respondents shall not grant licence for running a shop in premises bearing No.11-1-120/6, Komatikunta without seeking leave from this Court.

As a sequel to disposal of the writ petition as infructuous, WPMP No. 15719 of 2007 filed in the name of the petitioner for withdrawal of the writ petition and WPMP No. 14737 of 2005 filed by the petitioner for interim relief are also disposed of as infructuous.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

June 18, 2007
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